1943. **File No.** O Police/43

Legal Department-

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RJM 1117

Subject:—

Opinions under the

Police Act, 1861

P3/E

File No. O. Police/43

Gen. 194 e.

297 A

CONTENTS.

Legal Department No. C.Police/1943.

Cr.No.	R.I. / C.No.	Subject.	Pages.
		Opinions under the Police Act, 1861.	
1	5/95 4-5-43 / 3/06 10-5-43.	Sec. 4. Question whether it is necessary to issue an order empowering the Comm. of Police to prepare certificates of appointments for police officers and men as would be employed in the railway areas in connection with rationing enforcement work.	1-4.

SHT/9.7.

R.I. No. 5495/dt.4-5-1943.

Submitted.

2. By F.D. (Supply) Order No. 383-II, dated 22-4-1943, Govt. has directed that with effect from 23-4-1943 no person shall bring into the City of Bombay by rail, road or sea, wheat, rice, jawar or bajri without a licence. A(F) in his minute dated 1-5-43 states that some private individuals import foodstuffs into the City by railway from Kalyan inspite of the Govt. Order and that effective steps must be taken to stop this infiltration as soon as rationing begins to function in the City. In H.D. office note dated 4-5-43 it is stated that H.D. Notifn. No.1924/4-II(3), dated 24-7-1939 issued under sec. 4 of the Police Act, 1861. appointing the Commissioner of Police and the Dy. Commissioner of Police (Prohibition) to be D.I.G. and A.I.G. respectively within the railway areas of Bombay City and B.S.D. is in general terms and therefore by virtue of this notification the Commissioner of Police can function as a police authority in the area specified for ANY PURPOSE and not merely for prohibition work; and all that is necessary is for the I.G.P. to issue an order empowering the Commr. of Police to prepare certificates of appointments for such police ~~to prepare certificates of appointments for such Police~~ officers and men as will be employed in the railway areas in connection with rationing enforcement work. It also further states that if the enforcement is to begin at Kalyan the notification will have to be suitably amended to apply to railway areas in the Thana Dist. also. The R.L.A. is requested to advise whether this view is correct.

Office of the R.L.A.

The position stated in paragraph 1 of H.D. note dated 4th May 1943 is correct.

Id/- P.N.M.
8/5.

Remembrancer of Legal Affairs.

U.R. to H.D., No. 3406, dated the 10th May 1943.

SHT/9.7.